IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 7077 of 2006

DATED: 13-4-2006

Between:

K.L.N.Rao petitioner

And

APSRTC,

Rep by its Managing Director,

Musheerabad, Hyderabad and 2 others Respondents

-

THE HON'BLE SRI JUSTICE N.V.RAMANA

-

WRIT PETITION NO. 7077 of 2006

-

ORAL ORDER:

The present writ petition is filed questioning the action of the respondents in not passing orders on representation of the petitioner dated 15.6.2005 and for appropriate directions.

The facts in brief as per the affidavit filed by the petitioner are as under. The

petitioner while working as driver in the respondent corporation fell sick on 21.4.1983 and could not attend to duties and submitted leave applications. After recovery from sickness when he reported to duty, he was informed that he was transferred to Vizianagaram depot vide proceedings dated 21.7.1983. On reporting to duty at Vizianagaram depot, the petitioner was informed that he was removed from duty vide proceedings dated 12.5.1983. For the reasons best known to him, the petitioner kept quiet for all these days and submitted a representation dated 15.6.2005 to the first respondent/Managing Director to issue joining orders. Alleging non consideration of the said representation, the present writ petition is filed.

Learned counsel for petitioner submitted that the petitioner has submitted the medical leave during his sickness and on recovery when he has reported to duty, he was not permitted to join duty nor any proceedings were issued to him and he was informed orally that he was removed from service 12.5.1983. It is further stated that the petitioner has submitted a representation dated 15.6.2005 to the first respondent and no action was taken thereon and the same remained unanswered and thus sought for appropriate directions.

On the other hand learned Standing Counsel for respondent corporation submitted that even as per the averments made in the writ petition, the petitioner has kept quiet for more than two decades and for the laches committed by the petitioner, the writ petition is not maintainable at this belated stage.

Heard the learned counsel for petitioner and learned Standing Counsel for respondent corporation.

It is quite surprising to note as to why the petitioner has kept quiet from 1983 onwards. The petitioner has also not explained the reasons for not approaching the Court within the reasonable time. The facts narrated in the affidavit by the petitioner speaks the conduct of the petitioner in pursuing the matter. Having kept quiet from 1983, strangely at the fag end of his service, he filed a representation dated 15.6.2005 requesting the authorities to issue joining orders. Except stating that he has filed various representations to the respondents, no material is placed before this Court. Thus, the petitioner for the lapses committed by him cannot blame the respondents.

The writ petition fails and accordingly dismissed at the admission stage. No costs.

_____

N.V.RAMANA,J

DATE: 13.4.2006

TVK

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 7273 of 2006

DATED: 13.4.2006